

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED ONLY)

20AUG15

SEXUAL ASSAULT - ADULT (II)

CONTROL: 14AUG15-MEDJ-0189-8SNA/C

I/U.S. ARMY CRIMINAL INVESTIGATION DIVISION, FORT BLISS RESIDENT
OFFICE/REQUEST FOR INVESTIGATIVE ASSISTANCE

COMMAND/1-77TH AR, 3RD BRIGADE COMBAT TEAM, 1ST AD, FORT BLISS, TX/WAGPT

MADE AT/MEDJ/DJIBOUTI - NCISRU (b)(6), (b)(7)(C) SPECIAL AGENT

EXHIBIT(S)

- (1) U.S. ARMY CID REQUEST FOR ASSISTANCE MEMORANDUM
0424-15-CID014-067358/13Aug15
- (2) IA: RESULTS OF DATABASE CHECK/20Aug15
- (3) IA: RESULTS OF INTERVIEW OF SPC (b)(6), (b)(7)(C) USA/20Aug15

NARRATIVE

1. This limited assistance investigation was initiated to provide investigative assistance to the U.S. Army Criminal Investigation Division (USACID), Fort Bliss Resident Office, Fort Bliss, Texas, regarding a suspected violation of Article 120 (Rape), Article 125 (Forced Sodomy), Article 128 (Aggravated Assault), and Article 97 (Unlawful Detention) of the Uniform Code of Military Justice (UCMJ), as well as applicable New York Penal Law.
2. On 14Aug15, USACID Fort Bliss, TX requested investigative assistance from NCISRA Djibouti. Specifically, NCISRA Djibouti was asked to locate and conduct a subject interview of SPC (b)(6), (b)(7)(C) concerning allegations of sexual assault and unlawful detention against (b)(6), (b)(7)(C) (b)(6), (b)(7)(C), exhibit (1) pertains.
3. Criminal history checks were conducted pertaining to the background of SPC (b)(6), (b)(7)(C) exhibit (2) pertains.
4. On 18Aug15, SPC (b)(6), (b)(7)(C) was interviewed under an appropriate rights waiver and denied committing any unlawful acts against (b)(6), (b)(7)(C) SPC (b)(6), (b)(7)(C) was fingerprinted, photographed, and a sample of his DNA was collected for future inclusion into the Combined DNA Index System (CODIS). The interview was audio and video recorded onto DVD and entered into the NCIS Djibouti evidence custody system under log number 025-15. Exhibit (3) provides details.
5. With completion of the aforementioned interview, this limited assistance investigation is complete. All original documents and enclosures will be packaged and mailed to USACID, Fort Bliss, TX. This investigation is closed.

DISTRIBUTION

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PAGE 1

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE
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INFO :U.S. ARMY CID, FORT BLISS, TX (ATTN: SA (b)(6), (b)(7)(C))
(b)(6), (b)(7)(C) (M) /MEDJ/MEFO

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PAGE 2 LAST (b)(6), (b)(7)(C) V2 LNN

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

02APR16

DEATH (II)

CONTROL: 21FEB15-MEDJ-0037-7HNA/C

V/SWAGGART, BAILEY JEROME/PFC USA
M/W/AEE3/S (b)(6), (b)(7)(C)/13OCT89/MONROE, LA

COMMAND/1-77 AR REGT/4TH BCT/1ST AR DIV/WAGPT

MADE AT/MEDJ/DJIBOUTI - NCISRU (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE(S)

- (A) NCISRA DJIBOUTI ROI (INTERIM) (CONTAINS EXHIBITS 1-23)/05MAR15
- (B) NCISRA DJIBOUTI ROI (INTERIM) (CONTAINS EXHIBITS 24-28)/18APR15
- (C) NCISRA DJIBOUTI ROI (INTERIM)/06MAY15
- (D) NCISRA DJIBOUTI ROI (INTERIM)/02JUL15
- (E) NCISRA DJIBOUTI ROI (INTERIM) (CONTAINS EXHIBIT 29)/02AUG15
- (F) NCISRA DJIBOUTI ROI (INTERIM)/28SEP15
- (G) NCISRA DJIBOUTI ROI (INTERIM) (CONTAINS EXHIBIT 30)/17NOV15
- (H) NCISRA DJIBOUTI ROI (INTERIM) (CONTAINS EXHIBIT 31)/07JAN16

EXECUTIVE SUMMARY

1. On 19Feb15, NCISRA Djibouti was notified by the Combined Joint Task Force - Horn of Africa (CJTF-HOA) Joint Operations Center (JOC), Camp Lemonnier, Djibouti of the death of V/SWAGGART at Camp Simba, Kenya. The JOC reported, while V/SWAGGART was conducting a roving patrol at the Camp Simba, Kenya Airstrip, V/SWAGGART went into the brush to investigate smoke observed nearby. V/SWAGGART entered the brush and did not immediately return. The JOC was later notified V/SWAGGART was found deceased. On 20Feb15, personnel assigned to NCISRA Djibouti arrived at Camp Simba to initiate a death investigation. Preliminary investigation efforts determined on 19Feb15, V/SWAGGART and private (b)(6), (b)(7)(C) USA, B. Co, 1-77 AR, were instructed to keep an eye on the aforementioned smoke. Upon arriving near the vicinity of the smoke, V/SWAGGART advised PVT (b)(6), (b)(7)(C) remain in the vehicle while he investigated the smoke. PVT (b)(6), (b)(7)(C) remained in the vehicle and vicinity for approximately one (1) hour, during which time he did not have contact with V/SWAGGART. PVT (b)(6), (b)(7)(C) informed his command V/SWAGGART had failed to return from investigating the smoke. Camp Simba personnel conducted a ground search and requested support from the Kenyan military, who conducted a search of the area via ground and air (helicopter). As a result, the Kenyan air search team located V/SWAGGART. The Kenyan air search team returned to Camp Simba, retrieved U.S. military personnel, and transported them to the location where V/SWAGGART was discovered. V/SWAGGART was subsequently transported to the medical facility aboard Camp Simba where he was pronounced deceased. Multiple interviews of US and Kenyan military personnel were conducted. Items of potential evidentiary value were seized from V/SWAGGART's personal effects and a death scene examination was conducted. On 14Jul15, the final autopsy report for V/SWAGGART was received from the

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PAGE 1

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Armed Forces Medical Examiner System (AFMES), which identified the cause of death as habdomyolysis, and the manner of death as undetermined. The U.S. Army Criminal Investigation Command (USACID), Kaiserslautern, Germany assumed the primary role as the lead Military Criminal Investigation Organization (MCIO) for captioned investigation. No further assistance was requested by USACID. The remaining investigative efforts were completed by USACID. Death Review Panel (DRP) completed and all additional investigative tasks noted were completed. NCISHQ Death Review Board was held and authorized the closure of the investigation. Case closed.

NARRATIVE

1. This limited assistance investigation was initiated to determine the circumstances surrounding the death of V/SWAGGART. No criminal statutes apply at this time. This investigation was limited to providing assistance to the U.S. Army Criminal Investigation Command (USACID), Kaiserslautern, Germany, in conducting all appropriate investigative endeavors at Camp Simba, Manda Bay, Kenya, as USACID did not maintain a presence within that area of responsibility.

2. On 18Feb16, an NCISHQ Death Review Board was convened and authorized the closure of this investigation. Case closed.

PARTICIPANTS

(b)(6), (b)(7)(C) SUPERVISORY SPECIAL AGENT, CRIMINAL INVESTIGATIONS DIRECTORATE
(b)(6), (b)(7)(C) VISORY SPECIAL AGENT, OFFICE OF FORENSIC SUPPORT HEADQUARTERS
(b)(6), (b)(7)(C) IAL AGENT, CRIMINAL INVESTIGATIONS DIRECTORATE

DISTRIBUTION

INFO : (LTC (b)(6), (b)(7)(C) USA, CO, 1-77 AR BN) (E) /
(USACID) (E) /MEFO/MEDJ/002A

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PAGE 2 LAST (b)(6), (b)(7)(C) LNN